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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BETTY JO MIDDLETON,) CIVIL NO. 1:22-cv-01240-SKO
Plaintiff,)
v.) ORDER GRANTING STIPULATION
COMMISSIONER OF SOCIAL SECURITY,) AND UNOPPOSED MOTION FOR
Defendant.) VOLUNTARY REMAND PURSUANT
) TO SENTENCE FOUR OF 42 U.S.C.
) § 405(g) AND TO ENTRY OF
) JUDGMENT
) (Doc. 20)

IT IS STIPULATED by and between Plaintiff, Betty Jo Middleton (“Plaintiff”), and Defendant, Commissioner of Social Security (“Defendant”), through their undersigned counsel of record, that the above-entitled action shall be remanded to the Commissioner of Social Security for further administrative proceedings.

Upon remand, the Appeals Council will remand the case to an Administrative Law Judge (“ALJ”) for a new decision. The parties further request that the Court direct the Clerk of the Court to enter a final judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.

1 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
2 Social Security Act, 42 U.S.C. § 405(g).
3

4 Dated: April 20, 2023

/s/ Jonathan Omar Pena

JONATHAN OMAR PENA

Attorney for Plaintiff

*Authorized via e-mail on April 20, 2023

7 PHILLIP A. TALBERT

8 United States Attorney

9 MATHEW W. PILE

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10 By:

/s/ Timothy A. Razel

11 TIMOTHY A. RAZEL

12 Special Assistant United States Attorney

13 Attorneys for Defendant

14 **ORDER**

15 Based upon the parties' foregoing Stipulation and Unopposed Motion for Voluntary
16 Remand Pursuant to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment
17 ("Stipulation to Remand") (Doc. 20), and for cause shown, **IT IS ORDERED** that the above-
18 captioned action is remanded to the Commissioner of Social Security for further proceedings
19 pursuant to the fourth sentence of Section 205(g) of the Social Security Act, 42 U.S.C. 405(g).

20 The Clerk of the Court shall enter a final judgment in favor of Plaintiff, and against
21 Defendant, vacating and reversing the final decision of the Commissioner and thereafter close this
22 case.

23 IT IS SO ORDERED.

24 Dated: April 21, 2023

/s/ Sheila K. Oberto

25 UNITED STATES MAGISTRATE JUDGE